

INTRODUCTION OF "POLICE CHIEF FOR A DAY" WINNERS

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearings scheduled for today:

HEARINGS:

Rec'd. supporting documentation into the record, concluded the hearing and granted the permit, with conditions. (Doc. 2,2-A)

- 1. Application of Mariposa Restaurant Group, LLC, dba Mariposa, for a Permit for Entertainment with Dancing by Patrons at an Existing Restaurant at 100 W. Broadway. (Report of Director of Financial Management) (District 2)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

Rec'd. supporting documentation into the record, concluded the hearing, modify the decision of the Recreation Commission to approve the proposed landscaping plan submitted by Genesis Realty for Victory Park with the supplemental requirement set forth in the appeal of David Denevan. (Docs. 2-5)

- 2. Appeals of Gary Shelton and David Denevan of Gardens Beautifully Maintained from the decision of the Recreation Commission approval of Genesis Realty landscaping plan for Victory Park at 350 E. Ocean Boulevard. (Report of Director of Parks, Recreation and Marine) (Gary Shelton, in opposition.) (Item No. 01-1102) (Parks, Recreation and Marine) (District 2) (David Denevan, requesting changes in landscape plan.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, deny the appeals, sustain the decision of the Recreation Commission, and approve the proposed landscaping plan submitted by Genesis Realty for Victory Park; or

Receive supporting documentation into the record, conclude the hearing, sustain the appeals, overrule the decision of the Recreation Commission, and deny the proposed landscaping plan submitted by Genesis Realty for Victory Park.

Rec'd. supporting documentation into the record, concluded the hearing, considered the Negative Declaration, sustained the appeals, modified the decision of the City Planning Commission, by approving the Site Plan Review, denying the Conditional Use Permit and approving the Standards Variance; and staff req'd. to submit appropriate findings to the City Council. (Docs. 6-13)

- 3. Appeals of John Deats and Mike Kowal from the decision of the City Planning Commission approval of Site Plan Review, Conditional Use Permit and Standards Variance to allow construction of a one-story, 7,000-square foot retail center with a 1,500-square foot fast food drive-thru at 3400 Long Beach Boulevard. (Report of City Planning Commission) (Dorothy Manula, in opposition to project.) (Richard L. Ivey, in opposition to project.) (Case No. 0104-19 and ND 17-10) (District 7) (Frances Chuba, in opposition to project.) (Camille Kim, in opposition to project.) (Charles E. Cather, in opposition to project.) (Glen D. Guzman, in opposition to project.) (John Deats, submitting copy of receipt from fast food restaurant.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, deny the appeals, sustain the decision of the City Planning Commission, and approve the Site Plan Review, Conditional Use Permit and Standards Variance, subject to conditions of approval; or

Receive supporting documentation into the record, conclude the hearing, sustain the appeals, overrule the decision of the City Planning Commission, and deny the Site Plan Review, Conditional Use Permit and Standards Variance.

Rec'd. supporting documentation into the record, concluded the hearing, considered information contained in Negative Declaration No. 46-00, and adopted Resolution No. C-27953. (Docs. 14-16)

4. Amendments to the Transportation Element of the General Plan of the City of Long Beach relating to the Bicycle Master Plan. (Report of City Planning Commission) (Long Beach Bicycle Master Plan) (Resolution adopting, after public hearing, amendments to the Transportation Element of the General Plan of the City of Long Beach relating to the Bicycle Master Plan.) (Citywide) (Christopher Quint, in support.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, consider information contained in Negative Declaration No. 46-00, and adopt Resolution.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (5 - 13)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

Auth'd. City Mgr.
(Doc. 39)

5. **AUTHORIZE CITY MANAGER** to execute sublease with State of California for 5,450 square feet of office space for Employment Development Department's operations at 3447 Atlantic Avenue. (Community Development) (District 7)

Awarded, auth'd. and auth'd.
City Mgr.
(Doc. 40)

6. **AWARD** contract to lowest responsible bidder for Plans and Specifications No. PA-02801 for Safety Footwear in the estimated amount of \$185,000 annually; and **AUTHORIZE** amendments to exercise the City's option to renew where noted; and **AUTHORIZE CITY MANAGER** to execute said contract. (Financial Management) (Citywide)

Auth'd. City Atty.
(Doc. 18)

7. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Request for Award for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$19,337.50 in compliance with Appeals Board order for claim of Hollie Cox Schillig. (Law)

Auth'd. City Atty.
(Doc. 19)

8. **AUTHORIZE CITY ATTORNEY** to pay sum of \$20,000 in full settlement of the lawsuit of Brett Edwards against Jason T. Ur, et al. (Law)

Auth'd. City Mgr.
(Doc. 20)

9. **AUTHORIZE CITY MANAGER** to execute agreement with Greenbelt Committee, an unincorporated association, to landscape and maintain city-owned property located on the former Pacific Electric Right-of-Way between Seventh and Eighth Streets for a period of one year, with two, one-year options to extend, subject to approval of the City Manager. (Parks, Recreation and Marine) (District 3)

Auth'd. City Mgr.
(Doc. 43)

10. **AUTHORIZE CITY MANAGER** to execute a Public Walkways Occupancy Permit for sidewalk dining at Mum's Restaurant located at 144 Pine Avenue. (Public Works) (District 2)

- Auth'd. City Mgr.
(Doc. 21)

11. **AUTHORIZE CITY MANAGER** to execute Second Amendment to Agreement No. 26181 with Long Beach Transit to allow City to continue providing telephone maintenance and repair services for additional period of one year with options for three additional periods of one year each, with execution of these options subject to future City Council authorization. (Technology Services)
- R & F.
(Docs. 22-24)

12. **RECEIVE AND FILE** the following minutes:

Civil Service Commission, November 7 and 14, 2001
Harbor Commission, December 3, 2001
- Ref'd. to City Atty.
(Docs. 25-38)

13. **REFER TO CITY ATTORNEY** the following damage claims:

David A. Arvizo	Amount Unknown
Albert G. Cerf	Amount Unknown
Nikco Davis	\$ 1,450.00
Carol and David Eggie	Amount Unknown
Marian C. Hardesty	750.00
Jeff Harris	892.85
Michelle D. Long	Amount Unknown
Joanna Pico	1,700.96
Eric P. Radke	2,885.21
Safeco Property & Casualty Insurance Companies, subrogee for Murakami Tsukasa	3,445.94
Julia Eang Seng	135.00
Steven N. Smith	2,460.00
State Farm Insurance, subrogee for Tanya A. Whitesel	2,134.81
Ken Thompson, Inc. (KIT)	71,036.68

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

- Approved the use of the optical scan voting system and auth'd. City Mgr. to execute contract.
(Doc. 44)

14. City Clerk, regarding contract with Martin & Chapman Company for election supplies and services for Primary Nominating Election to be held on April 9, 2002 and the General Municipal Election to be held on June 4, 2002. (City Clerk, submitting additional report.)

Suggested Action: Authorize City Manager to execute contract.
- Ref'd. to City Mgr.

15. City Manager, regarding report on "Listening to You" Community Forum Planning Committee recommendations. (Citywide)

Suggested Action: Receive and file.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- R & F.
(Doc. 45)

16. Mayor Beverly O'Neill, requesting Charter Amendment Committee be convened on December 17, 2001 at 3:00 P.M.

Suggested Action: Convene Charter Amendment Committee on December 17, 2001, at 3:00 P.M.

December 11, 2001

Req'd. City Mgr. to prepare report.
(Doc. 46)

17. Vice Mayor Dan Baker, Second District, and Councilmember Bonnie Lowenthal, First District, requesting City Manager to prepare report on development of parking structure at 3rd Street and Pacific Avenue.
- Suggested Action: Request City Manager to prepare report.

Req'd. City Atty. to prepare Resolution.
(Doc. 47)

18. Vice Mayor Dan Baker, Second District, and Councilmember Jerry Shultz, Ninth District, requesting City Attorney to prepare Resolution to provide 12 months of partially paid military leave and health insurance coverage for City of Long Beach employees called to active military service.
- Suggested Action: Request City Attorney to prepare Resolution.

Req'd. City Mgr. to prepare report.
(Doc. 48)

19. Vice Mayor Dan Baker, Second District, requesting City Manager to prepare report on program that compensates residents and business owners when they are inconvenienced during a City application or approval process.
- Suggested Action: Request City Manager to prepare report.

Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.
(Docs. 49-50)

20. Councilmember Bonnie Lowenthal, First District, regarding allocations of First District discretionary fund as follows: \$500 to Girl Scouts Troop No. 246/Mothers United Group for a neighborhood recognition and appreciation event on December 22, 2001; \$500 to Pro-West Neighbors United for a year-end celebration on December 23, 2001 to celebrate unity of their neighborhood; \$500 to Washington School Neighborhood Association for a community celebration on December 20, 2001; \$1,000 for community holiday celebration with Parks, Recreation and Marine Department on December 13, 2001 at Cesar E. Chavez Park to promote neighborhood unity and community support within the First Councilmanic District; \$2,500 for mural for Stevenson Elementary; \$2,000 for grant for American Red Cross to support their local programs and services. (Report of Director of Financial Management)
- Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Ref'd. to Housing and Neighborhoods Committee.
(Doc. 51)

21. Councilmember Bonnie Lowenthal, First District, regarding presentation by Long Beach City College Sociology 2 class research project to ascertain how, if in any way, liquor stores may be connected to various social problems in Long Beach.
- Suggested Action: Refer to Housing and Neighborhoods Committee.

Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.
(Docs. 52-53)

22. Councilmember Dennis Carroll, Fourth District, regarding allocation of \$4,400 in Fourth District discretionary funds for Children's Snow Festival at Whaley Park on December 29, 2001. (Report of Director of Financial Management)
- Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Req'd. City Mgr. to prepare report.
(Doc. 54)

23. Councilwoman Laura Richardson-Batts, Sixth District, requesting performance update on work accomplished by sidewalk repair contractor.
- Suggested Action: Request City Manager to prepare report.

December 11, 2001

Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy. (Docs. 41-42)

24. Councilmember Ray Grabinski, Seventh District, regarding allocations of Seventh District discretionary funds as follows: \$2,000 for West Long Beach Association's Haunted House in Silverado Park; \$2,000 to bring back the Senior Lock Safety Net Program; \$2,000 to help establish Long Beach Center for the Arts with programs dedicated to developing youth creativity as well as promoting appreciation for the arts; \$1,000 to Queens Historical Society for event in February 2002; and \$28,000 to fund senior program at Silverado Park to increase hours and staffing levels. (Report of Director of Financial Management)

Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Req'd. City Atty. to prepare Resolution. (Doc. 55)

25. Councilmember Ray Grabinski, Seventh District, requesting City support bringing jobs and work to Long Beach on the modification of the Boeing 767 Tanker.

R & F. (Doc. 56)

26. Director of Financial Management, transmitting investment report for quarter ending September 30, 2001. (Citywide)

Suggested Action: Receive and file.

Approved Statement of Investment Policy for Calendar Year 2002 pursuant to Section 53646(a) of the State of California Government Code. (Doc. 57)

27. Director of Financial Management, submitting Statement of Investment Policy for Calendar Year 2002. (Citywide)

Suggested Action: Approve Statement of Investment Policy for Calendar Year 2002 pursuant to Section 53646(a) of the State of California Government Code.

Auth'd. City Mgr. to execute all necessary documents with State Department of Health Services in amount not to exceed \$342,020 for a period of one year, and to execute agreement with California State University Long Beach Foundation for amount not to exceed \$264,270 for a period of one year. (Doc. 58)

28. Director of Health and Human Services, regarding agreements with State Department of Health Services and California State University Long Beach Foundation to provide Human Immunodeficiency Virus prevention evaluation services. (Citywide)

Suggested Action: Authorize City Manager to execute all necessary documents with State Department of Health Services in amount not to exceed \$342,020 for a period of one year, and to execute agreement with California State University Long Beach Foundation for amount not to exceed \$264,270 for a period of one year.

R & F. (Doc. 59)

29. Chief of Police, reporting on the application of Evelin Elizabeth Shayesteh and Nasser Shayesteh, dba Long Beach Pizza Company, for an alcoholic beverage license at 3430 E. Broadway. (District 3)

Suggested Action: Receive and file application, with or without conditions.

Laid over to Dec. 17, 2001. (Docs. 60-61)

30. Chief of Police, reporting on the application of Quen Ma, dba World's Market, for an alcoholic beverage license at 2001 Orange Avenue. (District 6) (Councilwoman Richardson-Batts, requesting continuance.)

Suggested Action: Receive and file application, with or without conditions.

Adopted Plans and Specifications No. R-6509 and auth'd. City Mgr. to award contract to Construct 1 One Corp. in estimated amount of \$1,058,479 and to execute contract and all necessary documents related to the contract. (Doc. 62)

31. Director of Public Works and Director of Parks, Recreation and Marine, regarding Plans and Specifications No. R-6509 and Award of Contract to Construct 1 One Corp., for El Dorado Park Community Center Senior Center Wing Expansion. (District 5)

Suggested Action: Adopt Plans and Specifications No. R-6509 and authorize City Manager to award contract to Construct 1 One Corp. in estimated amount of \$1,058,479 and to execute contract and all necessary documents related to the contract.

Auth'd. City Mgr. to execute amendment. (Doc. 63)

32. Director of Public Works, regarding First Amendment to Agreement No. 72879 for the Construction Cooperative Agreement with County of Los Angeles for the Improvement of Westminster Avenue from Pacific Coast Highway to the Orange County Boundary. (District 3)

Suggested Action: Authorize City Manager to execute amendment.

Auth'd. City Mgr. to execute agreement and related financing documents in amount not to exceed \$2,637,341, payable over a three-year period. (Doc. 64)

33. Director of Technology Services, regarding Lease-Purchase Agreement with Suntrust Leasing Corporation to finance personal computers and computer-related products. (Citywide)

Suggested Action: Authorize City Manager to execute agreement and related financing documents in amount not to exceed \$2,637,341, payable over a three-year period.

Auth'd. City Mgr. to execute amendment in amount not to exceed \$295,000 for a period of one year, plus an additional 10 percent if departmental requests warrant. (Doc. 64)

34. Director of Technology Services, regarding Second Amendment to Agreement No. 26651 with Cerritos Travel, Inc., to provide consulting, ticketing and management reporting services. (Citywide)

Suggested Action: Authorize City Manager to execute amendment in amount not to exceed \$295,000 for a period of one year, plus an additional 10 percent if departmental requests warrant.

RESOLUTIONS:

Adopted Resolution No. C-27954 making certain findings regarding the construction of a community park at intersection of Plymouth Street and Elm Avenue with North Long Beach Redevelopment Project Area funds; and increased appropriations in the Redevelopment North Long Beach Fund (RD 230) in the Department of Community Development (CD) by \$500,000. (Doc. 66)

35. Making certain findings regarding the construction of certain public improvements with Redevelopment funds. (Community Development) (District 8)

Suggested Action: Adopt Resolution making certain findings regarding the construction of a community park at intersection of Plymouth Street and Elm Avenue with North Long Beach Redevelopment Project Area funds; and increase appropriations in the Redevelopment North Long Beach Fund (RD 230) in the Department of Community Development (CD) by \$500,000.

Adopted Resolution No. C-27955 approving the proposed agreement for participation in a Lease-Purchase Home Ownership Program. (Doc. 67)

36. Approving the agreement by and between the City of Long Beach and the California Communities Housing & Finance Agency, a Joint Powers Authority. (Community Development) (Citywide)

Suggested Action: Adopt Resolution approving the proposed agreement for participation in a Lease-Purchase Home Ownership Program.

- Adopted Resolution
No. C-27956.
(Doc. 68)

37. Support of the Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Bond Act of 2002 ("ACT"). (Parks, Recreation and Marine) (Citywide)

Suggested Action: Adopt Resolution.
- Adopted Resolution
No. C-27957.
(Doc. 69)

38. Consenting to the establishment of Cherry Avenue under the Union Pacific Railroad (UPRR) south of Market Street within said City as a part of the System of Highways of the County of Los Angeles. (Public Works) (District 8)

Suggested Action: Adopt Resolution.
- Adopted Resolution
No. C-27958.
(Doc. 70)

39. Consenting to the establishment of Wardlow Road over Coyote Creek within said City as a part of the System of Highways of the County of Los Angeles. (Public Works) (District 5)

Suggested Action: Adopt Resolution.

ORDINANCES:

- Withdrawn from agenda.

40. ~~Amending the Long Beach Municipal Code by amending Chapter 5.60 relating to parades and special events. (Report of Director of Parks, Recreation and Marine and Chief of Police) (Parks, Recreation and Marine and Police) (Citywide)~~

~~Suggested Action: Receive and file Special Events Report and declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.~~
- First reading.
(Doc. 71)

41. Amending the Long Beach Municipal Code, relating to the submittal of candidates' statements. (Law)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.
- Adopted Ordinance
No. C-7780.

42. Amending the Long Beach Municipal Code, relating to zoning. (City Planning Commission) (Citywide)

Suggested Action: Declare Ordinance read and adopted as read.
- Adopted Ordinance
No. C-7781.

43. Amending Chapter 6.20 of the Long Beach Municipal Code, relating to animals. (Law) (Citywide)

Suggested Action: Declare Ordinance read and adopted as read.

NEW BUSINESS:

- Rec'd. and made a part of the permanent record.
(Doc. 1)

44. Affidavit of Service for special meeting held December 11, 2001.
- Rec'd. and made a part of the permanent record.
(Doc. 17)

45. Lorraine D'Abate, regarding litter in City of Long Beach.
46.

December 11, 2001

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Housing Authority at 4:30 P.M.
Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Tyner at (562) 570-6472 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.

/RT